

IN THE MUNICIPAL COURT OF AKRON  
SUMMIT COUNTY, OHIO

Akron Metropolitan Housing Authority )

PLAINTIFF )

v. )

Robert Ellis & Occupants )

DEFENDANT )

CASE NO. 92 CVG 1392

8

REFEREE'S REPORT

AKRON MUNICIPAL COURT  
JUDITH L. HUNTER  
CLERK

MAR 3 11 01 AM '92

FILED

The following facts were determined:

1. Plaintiff ~~was not~~ found to have a possessory interest in the premises set forth in the complaint, as owner/lessor/lessee/Agent for: 200 E. North St., Akron  
other: \_\_\_\_\_

2. A lawful statutory notice was ~~not~~ properly served on the defendant(s) on January 31, 1992, which was ~~not~~ at least three (3) days before the complaint was filed.

3. Facts entitling ~~plaintiff/~~ defendant to judgment:

~~Plaintiff present with attorney. Defendant present with attorney.~~  
\$100.00 month rent. Last paid October 1991. 14 day termination served 11-19-91-hearing requested and held finding in favor of plaintiff 1--8-92. 3 day notice served 1-31-92.

Referee finds amended 24 CFR Sec. 966.4 (1)(3)(ii) effective 11-12-91 requires landlord's termination notice must inform tenant of the right to examine documents directly related to the termination. Referee finds no evidence of such notice on landlord's termination notice.

It is my recommendation that a writ NOT BE allowed.

~~It is my further recommendation that the second cause be continued.~~

*Thomas F. Lynett*  
Referee Thomas F. Lynett

JUDGMENT ENTRY

The report of the Referee is hereby approved.

It is the judgment of the Court that a writ of restitution MAY NOT issue.

Costs to be paid by PLAINTIFF/DEFENDANT.

AKRON MUNICIPAL COURT  
JUDITH L. HUNTER  
CLERK

MAR 3 11 01 AM '92

FILED

Date: 3/3/92

Judge

*Colopy*